

Department of Defense

237.270

237.109 Services of quasi-military armed forces.

See 237.102–70b for prohibition on contracting for firefighting or security-guard functions.

[60 FR 61599, Nov. 30, 1995]

237.170 Approval of contracts and task orders for services.

237.170–1 Scope.

This section—

- (a) Implements 10 U.S.C. 2330; and
- (b) Applies to services acquired for DoD, regardless of whether the services are acquired through—

- (1) A DoD contract or task order; or
- (2) A contract or task order awarded by an agency other than DoD.

[68 FR 56564, Oct. 1, 2003]

237.170–2 Approval requirements.

(a) *Acquisition of services through a contract or task order that is not performance based.*

- (1) For acquisitions at or below \$50,000,000, obtain the approval of the official designated by the department or agency.

- (2) For acquisitions exceeding \$50,000,000, obtain the approval of the senior procurement executive.

(b) *Acquisition of services through use of a contract or task order issued by a non-DoD agency.* Comply with the review and approval requirements established in accordance with Subpart 217.78 when acquiring services through use of a contract or task order issued by a non-DoD agency.

[70 FR 29643, May 24, 2005]

237.171 Training for contractor personnel interacting with detainees.

237.171–1 Scope.

This section prescribes policies to prevent the abuse of detainees, as required by Section 1092 of the National Defense Authorization Act for Fiscal Year 2005 (Pub. L. 108–375).

[70 FR 52033, Sept. 1, 2005]

237.171–2 Definition.

Detainee, as used in this section, is defined in the clause at 252.237–7019,

Training for Contractor Personnel Interacting with Detainees.

[70 FR 52033, Sept. 1, 2005]

237.171–3 Policy.

(a) Each DoD contract in which contractor personnel, in the course of their duties, interact with individuals detained by DoD on behalf of the U.S. Government shall include a requirement that such contractor personnel—

- (1) Receive training regarding the international obligations and laws of the United States applicable to the detention of personnel; and

- (2) Acknowledge receipt of the training.

(b) The combatant commander responsible for the area where the detention or interrogation facility is located will provide the training to contractor personnel. For information on combatant commander geographic areas of responsibility and point of contact information for each command, see PGI 237.171–3(b).

(c) See PGI 237.171–3(c) for additional guidance from the Secretary of Defense on implementation of Section 1092 of Public Law 108–375.

[70 FR 52033, Sept. 1, 2005]

237.171–4 Contract clause.

Use the clause at 252.237–7019, Training for Contractor Personnel Interacting with Detainees, in solicitations and contracts for the acquisition of services if—

- (a) The clause at 252.225–7040, Contractor Personnel Supporting a Force Deployed Outside the United States, is included in the solicitation or contract; or

- (b) The services will be performed at a facility holding detainees, and contractor personnel in the course of their duties may be expected to interact with the detainees.

[70 FR 52033, Sept. 1, 2005]

Subpart 237.2—Advisory and Assistance Services

237.270 Acquisition of audit services.

- (a) *General policy.* (1) Do not contract for audit services unless—